

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

6713/PCT

U.S. APPLICATION NO.

10/574,961

INTERNATIONAL APPLICATION NO.
PCT/EP2004/011268

INTERNATIONAL FILING DATE
08 October 2004

PRIORITY DATE CLAIMED
08 October 2003

TITLE OF INVENTION SINGLE-CHAIN ANTIBODY ACTING AGAINST 37 KDA/67 KDA LAMININ RECEPTOR AS TOOLS FOR THE DIAGNOSIS AND THERAPY OF PRION DISEASES AND CANCER, PRODUCTION AND USE THEREOF

APPLICANT(S) FOR DO/EO/US Stefan KNACKMUSS, Clémence REY, Peter RÖTTGEN, Claudia BÜTTNER and Uwe REUSCH

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (20) indicated below.
 4. ☐ The US has been elected (Article 31).
 5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (Verified).
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
 7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (Supplemental re Peter Röttgen)
 10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:**
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☐ A preliminary amendment.
 14. ☐ An Application Data Sheet under 37 CFR 1.76.
 15. ☐ A substitute specification.
 16. ☐ A power of attorney and/or change of address letter.
 17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 U.S.C. 1.821 - 1.825.
 18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
 19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
 20. ☐ Other items of information:

U.S. APPLICATION NO. 10/574,961		INTERNATIONAL APPLICATION NO. PCT/EP2004/011268		ATTORNEY'S DOCKET NO. 6713/PCT	
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21. The following fees are submitted: <input type="checkbox"/> Basic national fee\$ 300.00				CALCULATIONS	PTO USE ONLY
22. <input type="checkbox"/> Examination fee If international preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)\$ 100.00 All other situations\$ 200.00					
23. <input type="checkbox"/> Search fee Search fee (37 CFR 1.44(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority\$ 100.00 International Search Report prepared and provided to the Office\$ 400.00 All other situations\$ 500.00					
TOTAL OF 21, 22 and 23 =				\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				\$	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
-100 =	/50		X \$250.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$ 0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	- 20 =		x \$ 50.00	\$	
Independent claims	- 03 =		x \$ 200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$ 0.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				\$	
SUBTOTAL =				\$ 0.00	
<input type="checkbox"/> Processing fee of \$130 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$
TOTAL FEES ENCLOSED =				\$ 0.00	
Amount to be refunded:					\$
Amount to be charged:				\$	

a. ☐ A check in the amount of \$ 0.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-3690. ~~A duplicate copy of this sheet is enclosed.~~

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

BREINER & BREINER, L.L.C.
P.O. Box 19290
Alexandria, Virginia 22320-0290

Date: August 16, 2006

SIGNATURE
 Mary J. Breiner
 NAME
 33,161
 REGISTRATION NUMBER

6713/PCT/tat

"PATENT APPLICATION"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

STEFAN KNACKMUSS ET AL

U.S. Serial No. 10/574,961

Filed: July 5, 2006

SINGLE-CHAIN ANTIBODY ACTING AGAINST
37 KDA/67 KDA LAMININ RECEPTOR AS TOOLS
FOR THE DIAGNOSIS AND THERAPY OF PRION
DISEASES AND CANCER, PRODUCTION AND
USE THEREOF

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Alexandria, Virginia
August 16, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SUBMISSION OF SUPPLEMENTAL DECLARATION

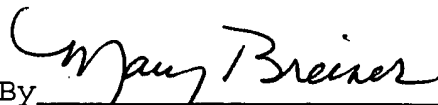
Dear Sir:

Applicants' undersigned attorney is submitting
herewith a newly executed supplemental declaration executed
by Peter Röttgen for filing in the above-identified
application. The executed declaration as originally filed
with the application filed on July 5, 2006 was undated by
Peter Röttgen.

Respectfully submitted,

STEFAN KNACKMUSS ET AL

By



Mary J. Breiner, Attorney
Registration No. 33,161
P.O. Box 19290
Alexandria, Virginia 22320-0290

Telephone (703) 684-6885

Attachment - Supplemental Declaration